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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
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EXAMINER

RAMAKRISHNAIAH, MELUR

ART UNIT	PAPER NUMBER
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2614

NOTIFICATION DATE	DELIVERY MODE
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08/22/2008

ELECTRONIC

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

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mailroom@bskb.com

Response to Applicant's Arguments to Final Rejection

Rejection of claims 1, 5, 7, 9-12 under 35 U.S.C 103(a) as being obvious over Yasuhiro (JP2001-320461) in view of Reference 2 (CN2400833Y): Regarding rejection of claim 1, Applicant argues that "The Examiner argues that Yasuhiro teaches each element of independent claim 1 except for the use of an optical diffusion portion disposed on the orthogonal side of light emitting diode in a manner claimed by Applicants. Applicant's respectfully submit that one of ordinary skill would not combine the teachings of Yasuhiro and '833 Reference to utilize the diffuser plate of a camera taught in the '833 Reference with Yasuhiro's cellular telephone". Regarding this, as set forth in the Final office action: Yasuhiro differs from claim 1 in that he does not specifically teach: the lighting device is provided with a component having a side orthogonal to light emitted from the light emitting diode and allowing light emitted from light emitting diode to pass through and having an optical diffusion portion disposed on at least the orthogonal side for diffusing light.

However, Reference 2 teaches the following: the lighting device is provided with a component having a side orthogonal to light emitted from the light emitting diode and allowing light emitted from light emitting diode to pass through and having an optical diffusion portion (plate 3, fig. 2) disposed on at least the orthogonal side for diffusing light (page 3, lines 14-23 and fig. 2 of Reference 2: see applicant provided Chinese office action with partial English translational of the same).

Thus, it would have been obvious to one of ordinary skill in the art at the time invention was made to modify Yasuhiro's system to provide for the following: the lighting

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device is provided with a component having a side orthogonal to light emitted from the light emitting diode and allowing light emitted from light emitting diode to pass through and having an optical diffusion portion disposed on at least the orthogonal side for diffusing light as this arrangement would provide means for managing light emissions to suite application requirements.

Regarding rejection of the claims, Applicant further goes into design aspects of cellular telephones, their appearance and camera appearance to make arguments that the references are not combinable which tantamount to arguing against individual references. In response to applicant's arguments against the references individually, one cannot show nonobviousness by attacking references individually where the rejections are based on combinations of references. See *In re Keller*, 642 F.2d 413, 208 USPQ 871 (CCPA 1981); *In re Merck & Co.*, 800 F.2d 1091, 231 USPQ 375 (Fed. Cir. 1986).

In light of this, the combination of Yasuhiro with '833 reference to rejection applicant's claim 1 is justified and rejection of the claims is maintained as set forth in the office action.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Melur Ramakrishnaiah whose telephone number is (571)272-8098. The examiner can normally be reached on 9 Hr schedule.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Curt Kuntz can be reached on (571) 272-7499. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

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/Melur Ramakrishnaiah/
Primary Examiner, Art Unit 2614